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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371	ATTORNEY'S DOCKET NUMBER MERCK-3070
	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/551670

INTERNATIONAL APPLICATION NO. PCT/EP2004/002405	INTERNATIONAL FILING DATE 9 March 2004 (09.03.2004)	PRIORITY DATE CLAIMED 03 April 2003 (03.04.2003)

TITLE OF INVENTION

PROCESS FOR THE PREPARATION OF 1-N-(PHENYL)-2-N-(PHENYL)PYRROLIDINE-1,2-DICARBOXAMIDE DERIVATIVES AND 1-(PHENYLCARBAMOYL)PYRROLIDINE-2-CARBOXYLIC ACID DERIVATIVES AS INTERMEDIATES

APPLICANT(S) FOR DO/EO/US

Werner MEDERSKI, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.

2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.

3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.

4. ☒ The US has been elected (Article 31).

5. ☒ A copy of the International Application as filed (35 U.S.C. '371(c)(2))

    a. ☐ is attached hereto (required only if not communicated by the International Bureau).

    b. ☒ has been communicated by the International Bureau.

    c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).

    a. ☒ is attached hereto.

    b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))

    a. ☐ are attached hereto (required only if not communicated by the International Bureau).

    b. ☐ have been communicated by the International Bureau.

    c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.

    d. ☒ have not been made and will not be made.

8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).

10. ☐ English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.

12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.

13. ☒ A preliminary amendment.

14. ☐ An Application Data Sheet under 37 C.F.R. 1.76.

15. ☐ A substitute specification.

16. ☐ A power of attorney and/or change of address letter.

17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.

18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).

19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

20. ☐ Other items or information:.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/551670	INTERNATIONAL APPLICATION NO. PCT/EP2004/002405	ATTORNEY'S DOCKET NUMBER MERCK-3070	
The following fees have been submitted		CALCULATIONS	PTO USE ONLY

21.	☒	Basic national fee	**$300**	$300.00

22. ☒ Examination fee		$200.00
If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)	**$100**	
All other situations	**$200**	

23. ☒ Search fee		$500.00
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an		
International Searching Authority	**$100**	
International Search Report prepared and provided to the Office	**$400**	
All other situations	**$500**	

Total of 21, 22 and 23 =	$1000.00

☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is $250 for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round **up** to a whole number)	RATE	$
- 100	/50 =		x $250	

Surcharge of **$130.00** for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).		$

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	20- 20 =	0	x $50	$
Independent Claims	2- 3 =	0	X $200	$
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ $360	$

TOTAL OF ABOVE CALCULATIONS =	$1000.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.	
SUBTOTAL =	$1000.00

Processing fee of **$130.00** for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). +		$

TOTAL NATIONAL FEE =	$1000.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **$40.00** per property +	$

TOTAL FEES ENCLOSED =	$1000.00

	Amount to be refunded:	$
	Amount to be charged:	$

a.	☒	A check in the amount of $1000.00 to cover the above fees is enclosed.
b.	☐	Please charge my Deposit Account No. 13-3402 in the amount of $_____ to cover the above fees. A duplicate copy of this sheet is enclosed.
c.	☒	The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 13-3402. A duplicate copy of this sheet is enclosed.
d.	☐	Fees are to be charged to a credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

SIGNATURE

Anthony J. Zelano

NAME

27,969

REGISTRATION NUMBER

Date: September 30, 2005